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Jackie Tanda

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Date: March 23, 2004

Cary Lee BATES, et al.

Confirmation No: 9182

Serial No: 09/822,103

Group Art Unit: 3661

Filed: March 30, 2001

Examiner: Hernandez, Olga

For: METHOD AND SYSTEM FOR CONTROLLING AN AUTOMATIC  
TRANSMISSION USING A GPS ASSIST HAVING A LEARN MODE

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**NOTICE OF APPEAL OF DECISION OF THE PRIMARY EXAMINER TO THE  
BOARD OF PATENT APPEALS AND INTERFERENCES UNDER 37 CFR 1.191**

Sir:

In the Final Office Action dated December 12, 2003, and the Advisory Action issued March 11, 2004, the Examiner has rejected claims 1-21, 23, 24. In response, Applicant hereby appeals to the Board the decision of the Primary Examiner. An Appellant's Brief will be filed in triplicate within two months of the date of this Notice.

The Commissioner is hereby authorized to charge the amount of **\$330.00** to Deposit Account No. 50-0563 (IBM Corporation) for payment of Notice of Appeal filing fee pursuant to 37 CFR 1.17(b).

03/31/2004 RMEBRAHT 00000017 500563 09822103

01 FC:1251  
02 FC:1401

110.00 DP  
330.00 DA

March 23, 2004

Respectfully submitted,



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